

FILED

2016 JUL 22 P 1:15

Fill in this information to identify the case:

United States Bankruptcy Court for the

DISTRICT OF VIRGINIA

Case number (if known) Chapter 7

CLERK
US BANKRUPTCY COURT
ALEXANDRIA DIVISION

☐ Check if this is an amended filing

Official Form 105

Involuntary Petition Against an Individual

12/15

Use this form to begin a bankruptcy case against an individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against a non-individual, use the *Involuntary Petition Against a Non-individual* (Official Form 205). Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed

1. Chapter of the Bankruptcy Code
- Check one
- ☒ Chapter 7
- ☐ Chapter 11

Part 2: Identify the Debtor

2. Debtor's full name
- RICHARD
First name
- D
Middle name
- FAIRBANK
Last name
- _____
Suffix (Sr., Jr., II, III)

3. Other names you know the debtor has used in the last 8 years
- Include any assumed, married, maiden, or trade names, or doing business as names.
- RICHARD FAIRBANK; RICHARD FAIRBANKS;
FAIRBANKS RICHARD
RICH FAIRBANKS

4. Only the last 4 digits of debtor's Social Security Number or federal Individual Taxpayer Identification Number (ITIN)
- ☒ Unknown
- xxx - xx - _____ OR 9 xx - xx - _____

5. Any Employer Identification Numbers (EINs) used in the last 8 years
- ☒ Unknown
- EIN _____
- EIN _____

Official Form 105

Involuntary Petition Against an Individual

page 1

Debtor RICHARD D. FAIRBANK

Case number 16-12528-BFK

6 Debtor's address

Principal residence

Mailing address, if different from residence

1680 Capital one Drive

Number Street

Number Street

McLean VA 22102-3491

City

State

ZIP Code

City

State

ZIP Code

County

Principal place of business

Number Street

Same as Above

City

State

ZIP Code

County

7. Type of business

☐ Debtor does not operate a business

Check one if the debtor operates a business:

☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))

☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))

☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))

☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))

☒ None of the above

8. Type of debt

Each petitioner believes:

☐ Debts are primarily consumer debts. *Consumer debts* are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

☒ Debts are primarily business debts. *Business debts* are debts that were incurred to obtain money for a business or investment or through the operation of the business or investment.

9. Do you know of any bankruptcy cases pending by or against any partner, spouse, or affiliate of this debtor?

☒ No

☐ Yes. Debtor Relationship

District Date filed Case number, if known
MM / DD / YYYY

Debtor Relationship

District Date filed Case number, if known
MM / DD / YYYY

Debtor RICHARD D FAIRBANK

Case number 16-12528-BFK

Part 3 Report About the Case

10. Venue

Check one

Reason for filing in this court.

- ☒ Over the last 180 days before the filing of this bankruptcy, the debtor has resided, had the principal place of business, or had principal assets in this district longer than in any other district
- ☐ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district
- ☐ Other reason. Explain. (See 28 U.S.C. § 1406.) _____

11. Allegations

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).

The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

- ☒ The debtor is generally not paying such debtor's debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount.
- ☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession

12. Has there been a transfer of any claim against the debtor by or to any petitioner?

- ☒ No
- ☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a)

13. Each petitioner's claim

Name of petitioner

Nature of petitioner's claim

Amount of the claim above the value of any lien

Annamalai Annamalai

Damages as a result of injury in fact
(Debtor has Consented and Agreed to to this Debt amount)

(Five Hundred Million Dollars)

\$ 500,000,000.00

The Creditor is expected to file his Adversary Complaint with evidences concerning the " Consent & Agreement" between the Debtor & Creditor about \$500 Milion Debt owed by the Debtor.

Total

\$ 500,000,000.00

If more than 3 petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's (or representative's) signature under the statement, along with the signature of the petitioner's attorney, and the information on the petitioning creditor, the petitioner's claim, the petitioner's representative, and the attorney following the format on this form.

Debtor **RICHARD D FAIRBANK**

Case number: _____

Part 4 Request for Relief

Petitioners request that an order for relief be entered against the debtor under the chapter specified in Part 1 of this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, a certified copy of the order of the court granting recognition is attached.

Petitioners declare under penalty of perjury that the information provided in this petition is true and correct. Petitioners understand that if they make a false statement, they could be fined up to \$250,000 or imprisoned for up to 5 years, or both 18 U.S.C. §§ 152 and 3571. If relief is not ordered, the court may award attorneys' fees, costs, damages, and punitive damages 11 U.S.C. § 303(i).

Petitioners or Petitioners' Representative

Attorneys

x *Annammalai Annammalai* x

Signature of petitioner or representative, including representative's title

Signature of attorney

Annammalai Annammalai

Printed name of petitioner

Printed name

Date signed

MM / DD / YYYY

Firm name, if any

Mailing address of petitioner

P.O.Box-1000

Number Street

Marion, Illinois 62959

City

State

ZIP Code

Number Street

City

State

ZIP Code

Date signed

MM / DD / YYYY

Contact phone

Email

If petitioner is an individual and is not represented by an attorney:

Contact phone

404-647-1087

Email

sparu32@gmail.com

ashokannammalai@gmail.com.

Name and mailing address of petitioner's representative, if any

Ms. Parvathi Sivanadiyan

Name

old No.48, New No.61

Number Street

Sathyamoorthy Road, Coimbatore-641009

City

State

ZIP Code

INDIA.

1325001: (Form 25001) (12/15)

United States Bankruptcy Court
FOR THE District Of VIRGINIA

In re RICHARD D. FAIRBANK.
Debtor^{as}

) Case No. _____
)
) Chapter 7
)

SUMMONS TO DEBTOR IN INVOLUNTARY CASE

To the above named debtor:

A petition under title 11, United States Code was filed against you in this bankruptcy court on _____ (date), requesting an order for relief under chapter 7 of the Bankruptcy Code (title 11 of the United States Code).

YOU ARE SUMMONED and required to file with the clerk of the bankruptcy court a motion or answer to the petition within 21 days after the service of this summons. A copy of the petition is attached.

Address of the clerk:

At the same time, you must also serve a copy of your motion or answer on petitioner's attorney.

Name and Address of Petitioner's Attorney:

Annamalai Annamalai; P.O.Box-1000; Marion: Illinois-62959

If you make a motion, your time to answer is governed by Fed. R. Bankr. P. 1011(c).

If you fail to respond to this summons, the order for relief will be entered.

_____ (Clerk of the Bankruptcy Court)

Date: _____

By: _____ (Deputy Clerk)

^{as} Set forth all names, including trade names, used by the debtor within the last 8 years. (Fed. R. Bankr. P. 1005).

B2500E (Form 2500E) (12/15)

CERTIFICATE OF SERVICE

I, _____ (name), certify that on _____
(date), I served this summons and a copy of the involuntary petition on _____
(name), the debtor in this case, by *[describe the mode of service and the address at which the
debtor was served]*:

If service was made by personal service, by residence service, or pursuant to state law, I
further certify that I am, and at all times during the service of process was, not less than 18
years of age and not a party to the matter concerning which service of process was made.

Under penalty of perjury, I declare that the foregoing is true and correct.

Date _____ Signature _____

Print Name: _____

Business Address: _____